

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY, CALIFORNIA  
AND RECORD OF ACTION**

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February 3, 2004

FROM:

**G. DANIEL OJEDA**, Director  
Architecture & Engineering Department

**TRESSA KENTNER**, Court Executive Officer  
Superior Court

**CAROL L. ANSELM**, Assistant County Administrator  
Human Services System

SUBJECT: **JUVENILE DEPENDENCY COURT AND DEPARTMENT OF CHILDREN'S SERVICES – APPROVE CHANGE ORDER**

RECOMMENDATION: Approve Change Order No. 3 to Contract No. 03-445 in the deductive amount of \$9,098 bringing total contract amount to \$4,304,112 with Eberhardt Construction, Inc., for the Juvenile Dependency Court and Department of Children's Services Building in San Bernardino. (Four votes required).

BACKGROUND INFORMATION: On May 20, 2003, the Board awarded a \$4,225,000 construction contract to Eberhardt Construction, Inc., for the Juvenile Dependency Court and Department of Children's Services Building, in San Bernardino. Construction started on July 28, 2003. The following table summarizes the amendments and change orders issued on this project to date:

CO #	Date	Description	Amount
	5/20/03	Original Contract	\$4,225,000
1	9/23/03	Amendment No. 1: Mitigation of unforeseen site conditions	50,000
2	10/21/03	Change Order No. 1: Preparation of site for ground breaking ceremony; tree removal	13,666
3	11/18/03	Change Order No. 2: Relocation of sewer line, drainage revisions and security hardware revisions.	24,544
4	2/03/04	Change Order No. 3: Deletion of weapons' screening apparatus; waiver of Builder's Risk insurance; addition of operable dividing partition; additional sanitary sewer piping; additional landscape irrigation piping.	(9,098)
		Total change orders/amendments to date	79,112
		Revised Contract	\$4,304,112

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Change Order No. 3 contains deductive and additive items of work. The deductive items include the deletion of the weapons screening apparatus at the building's main entrance (Courts has elected to lease the weapons' screening apparatus in lieu of its purchase through this project); deletion of some windows and window blinds not exposed by the sun on the building's south wall; and the waiver of the Builder's Risk insurance for this project since the county is self-insured for natural disasters. The additive items include the addition of an operable dividing partition between Conference Rooms 130 and 132; the addition of sanitary sewer piping due to altered site conditions; and the addition of landscape irrigation piping to include landscape areas not covered in the original scope of work. Other additive items include removal of unsuitable soil in the parking lot and backfilling with suitable fill material; and the addition of reinforcing steel in concrete sidewalks for strengthening and prevention of buckling by tree roots.

This project is consistent with a County Administrative Office approved Capital Improvement Program request.

**REVIEW AND APPROVAL BY OTHERS:** This item has been reviewed by Eli Montoya, Department Contract Compliance Designee (387-8904), on January 21, 2004; approved as to legal form by County Counsel (Jean-Rene Basle, Deputy County Counsel, 387-5477) on January 21, 2004; and reviewed by Human Services System (HSS) (Kris Letterman, Administrative Analyst, 388-0330) on January 26, 2004; and the County Administrative Office (Lynn Chacon, 387-5426, and Marcia Faulkner, 387-5408, Administrative Analysts) on January 26, 2004.

**FINANCIAL IMPACT:** The following table summarizes the project budget status as of December 31, 2003:

BUDGET YEAR	PROJECT BUDGET	EXPENDED	CONTRACTUAL COMMITMENTS	BALANCE REMAINING
01/02	\$5,165,000	\$281,166		
02/03		174,264		
03/04		1,152,477		
TOTAL	\$5,165,000	\$1,607,907	\$3,274,980	\$282,113

The project budget is comprised of construction, \$4,225,000; contingency, \$422,500; and design/project management/inspection, \$517,500. The funding source is \$1,365,000 from the Justice Facility Reserve Fund and \$3,800,000 from HSS Realignment Fund.

**COST REDUCTION REVIEW:** The County Administrative Office has reviewed this agenda item, concurs with the A&E's proposal, and recommends this action based on the necessity to complete the construction phase of this Capital Improvement Program project. There is no impact on local cost.

**SUPERVISORIAL DISTRICT:** Fifth.

**PRESENTERS:** G. Daniel Ojeda, Director, A&E, 387-5025  
Tressa Kentner, Court Executive Officer, Superior Court, 387-6401  
Carol L. Anselmi, Asst. County Administrator, HSS, 387-4764

SM: 7-5303

js: 7-5025

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